



Docket No.: 5244-0082-2XDIV

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

OBLON
SPIVAK
McCLELLAND
MAIER
NEUSTADT
P.C.

RE: Application Serial No.: 09/108,705
Applicants: Tetsuro MOTOYAMA
CPA Filing Date: June 16, 2000
For: METHOD AND SYSTEM FOR CONTROLLING AND
COMMUNICATING WITH MACHINES USING
MULTIPLE COMMUNICATION FORMATS
Group Art Unit: 2622
Examiner: NGUYEN, M.

RECEIVED

FEB 20 2002

Technology Center 2600

SIR:

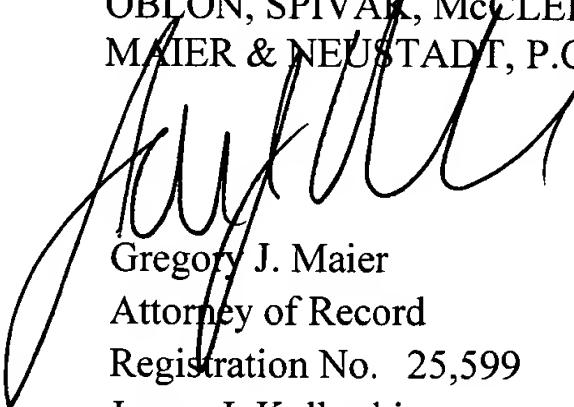
Attached hereto for filing are the following papers:

Reply to Examiner's Response (in triplicate)

Our check in the amount of **\$0.00** is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

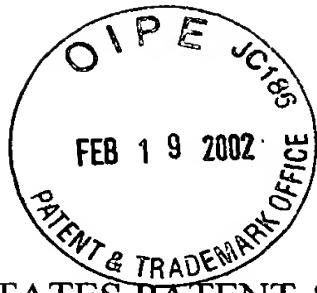

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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF: :

Tetsuro MOTOYAMA : EXAMINER: NGUYEN, M.

SERIAL NO: 09/108,705 :

CPA FILED: June 16, 2000 : GROUP ART UNIT: 2622

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REPLY TO EXAMINER'S RESPONSE

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WASHINGTON, D.C. 20231

SIR:

On January 25, 2002, the Examiner of the above-identified application mailed a Response to Applicant's Remarks. Such a response is clearly improper and expressly prohibited by 37 CFR 1.193(b)(1) and MPEP § 1208.03. A call to the Examiner, followed by a call to the Examiner's supervisor resulted in statements from the Examiner and her supervisor that this practice was permitted as there was no new rejection.

What the Examiner has presented is a Supplemental Examiner's Answer which is clearly prohibited under the rules and regulations governing the PTO, and it is respectfully requested that the Response mailed by the Examiner be removed from the file or alternatively, the applicant be given the opportunity to response to such Response.

Therefore, it is respectfully requested that the Board strike the Response mailed by the Examiner on January 25, 2002 or the Board provide an opportunity for the Applicant to respond in writing to the Response.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



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